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7 THE GAP, INC., a/k/a, GAP, INC., GAP INTERNATIONAL
SALES, INC., BANANA REPUBLIC, LLC, AND OLD NAVY,
LLC

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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 ROOTS READY MADE GARMENTS CO.
13 W.L.L.,

14 Plaintiff,

15 v.

16 THE GAP, INC., a/k/a, GAP, INC., GAP
17 INTERNATIONAL SALES, INC., BANANA
REPUBLIC, LLC, AND OLD NAVY, LLC

18 Defendants.

19 Case No. C 07-03363 CRB

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21 [PROPOSED] ORDER GRANTING
22 MOTION TO DISMISS SECOND
23 AMENDED COMPLAINT

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1 On December 14, 2007, Defendants The Gap, Inc., Gap International Sales, Inc., Banana
2 Republic, LLC and Old Navy, LLC (collectively "Gap") filed a motion to dismiss the Second
3 Amended Complaint filed by Roots Ready Made Garments Co. W.L.L. ("Roots") in this action.
4 Having considered Roots' Second Amended Complaint, the papers filed in support of and in
5 opposition to Gap's motion, and the arguments of counsel, the Court hereby **GRANTS** Gap's
6 Motion to Dismiss with prejudice on the basis that Roots' Second Amended Complaint fails to
7 state a claim upon which relief can be granted. *See* Fed. R. Civ. P. 9(b).

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9 **IT IS SO ORDERED.**

10 Dated:

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By: _____

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CHARLES R. BREYER
United States District Court Judge

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